UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION

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| UNITED STATES OF AMERICA, Government, | ) | |
| vs. | ) | Cause: 2:06 CR 168 |
| MATTHEW HENSLEY, Defendant | ) | |

The SENTENCING in the above-entitled matter was commenced before Honorable Philip P. Simon[,] judge of said court, at the Federal Building, 5400 Federal Plaza, Hammond, Indiana, on the 11th of January, 2008 commencing at the hour of 1:05 in the afternoon.

[Excerpt: page 47, line 15: page 48, line 13]

MR. BENSON [for the Government]: * * * So, what we are not asking for the Court to go up five levels, but I do believe that something certainly above the mandatory minimum sentence is appropriate here, either to go up a couple levels or to look at the high end of the guidelines, because his conduct is different from the other defendants.

* * *

With that, Judge, we leave it to the Court's discretion.

THE COURT: All right. Thank you. * * *